

# SUMMARY REPORT DIGEST

## CHICAGO POLICE DEPARTMENT

LOG NO  
1075395

TYPE  
CR

DATE OF REPORT  
05-AUG-2015

INSTRUCTIONS: To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED, NO AFFIDAVIT, or in SUSTAINED cases where the Disciplinary Recommendation does not exceed Five (5) DAYS SUSPENSION.

TO: DEPUTY SUPERINTENDENT, BUREAU OF PROFESSIONAL STANDARDS  
ATTENTION: CHIEF, INTERNAL AFFAIRS DIVISION

FROM - INVESTIGATOR'S NAME	RANK	STAR NO	EMPLOYEE NO	UNIT ASSIGNED	UNIT DETAILED
O CONNOR, MARK	9171	2384		121	

REFERENCE NOS. (LIST ALL RELATED C.L., C.B., I.R., INVENTORY NOS., ETC., PERTINENT OF THIS INVESTIGATION)

INCIDENT ADDRESS: 2621 W. 15TH PL, CHICAGO, IL 60608	DATE / TIME: 01-AUG-2012 00:08	BEAT: 1023
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### ACCUSED

NAME	RANK	STAR NO	EMP NO	UNIT ASSIGNED	UNIT DETAILED	SEX/RACE	DOB	APPOINTED DATE	ON DUTY ?	SWORN ?
BURG, JASON C	9161			016		M / WHI		26-OCT-1998	YES	YES
CALDERON, RAYNOLD	9161	19356		016		M / S		07-AUG-1995	YES	YES
DEBOSE, MARC Z	9161	12694		007		M / BLK		29-SEP-2003	YES	YES
HALEY, KEVIN B	9165	20763		620		M / BLK		05-AUG-1996	YES	YES
HURLEY, MICHAEL C	9165	20491		630		M / WHI		05-MAY-1997	YES	YES
LUCE, BRIAN A	9161			189		M / WHI		03-JAN-1995	YES	YES
MARTIN, VICTOR V	9161	12424		019		M / BLK		16-MAR-1998	YES	YES
MARTINEZ, JOSE C	9161	19049		009	543	M / S		06-FEB-1995	YES	YES
RUGGIERO, SALVATORE N	9161	6626		011	189	M / WHI		30-OCT-2006	YES	YES
NIETO, LOURDES	9161	15845		121		F / S		27-OCT-2003	YES	YES

### REPORTING PARTY

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
				F / WHI	/

### VICTIMS

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
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### WITNESSES

NAME	ADDRESS*	CITY STATE	TELEPHONE	SEX / RACE	DOB / AGE
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\* IF CPD MEMBER, LIST RANK, STAR, EMPLOYEE NOS. IN ADDRESS, PAX/BELL IN TELEPHONE BOX.

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**ALLEGATIONS**

NOTE: COMPLAINT "TYPE" IS C.R. – SWORN AFFIDAVIT ON FILE

See attached page 1 - 4 for Allegations

**SUMMARY**

SEE ATTACHED NARRATIVE PAGES 1 - 9

**ATTACHMENTS**

INVESTIGATIVE REPORTS - SUPPORTING ALLEGATIONS LIST ATTACHMENTS NUMBER	INVESTIGATIVE REPORTS - SUPPORTING ACCUSED MEMBERS(S) LIST ATTACHMENTS NUMBER:	PHYSICAL EVIDENCE LIST ATTACHMENTS NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
3, 7	3,13,14,15,16,17,18,21,24,27,30	0	33

**FINDINGS - RECOMMENDATIONS**

SEE ATTCHED PAGES 1 - 2

DATE INITIATED  
(Date Incident was received for Investigation)

29-MAY-2015

DATE COMPLETED (Date of this report)

05-AUG-2015

ELAPSED TIME  
(Total time expressed in days)

68

Investigator will initiate the Command Channel Review form by  
completing the Investigator's Section.

INVESTIGATOR'S SIGNATURE

IF NECESSARY, USE AN 8 1/2 x 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEM.

## ALLEGATIONS

**Accused #1. P.O. CALDERON, Raynold, star 19356, Employee No. [REDACTED] 019**

**Allegation #1.** It is alleged by [REDACTED] Supervising Investigator, Office of the Inspector General for the City of Chicago, that on 13 August 2012, from 0530-0700 hours, the accused, Patrol Officer Raynold CALDERON, star 19356, Employee No. [REDACTED] assigned to Unit 019, worked secondary employment at NBC Entertainment Partners while on duty for the Chicago Police Department.

**Accused #2. P.O. DEBOSE, Marc, star 12694, Employee No. [REDACTED] / 007**

**Allegation #1.** It is alleged by [REDACTED] Supervising Investigator, Office of the Inspector General for the City of Chicago, that on 08 August 2012, from 0600-0700 hours, the accused, Patrol Officer Marc DEBOSE, star 12694, Employee No. [REDACTED] assigned to Unit 007, worked secondary employment at NBC Entertainment Partners while on duty for the Chicago Police Department.

**Accused #3. P.O. NIETO, Lourdes, star 15845, Employee No. [REDACTED] - 121**

**Allegation #1.** It is alleged by [REDACTED] Supervising Investigator, Office of the Inspector General for the City of Chicago, that on 18 July 2012, from 0700 - 2005 hours, the accused, Patrol Officer Lourdes NIETO, star 15845, Employee No. [REDACTED] assigned to Unit 121, worked secondary employment at NBC Entertainment Partners while on duty for the Chicago Police Department.

**Accused #4. P.O. BURG, Jason star, none, Employee No. [REDACTED] - LOA**

**Allegation #1.** It is alleged by [REDACTED] Supervising Investigator, Office of the Inspector General for the City of Chicago, that on 01 August 2012, from 2230 hours until 02 August 2012 at 0130 hours, the accused, Patrol Officer Jason BURG, star NONE, Employee No. [REDACTED] assigned to Unit 016, worked secondary employment at NBC Entertainment Partners while on duty for the Chicago Police Department.

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## ALLEGATIONS

**Accused #5.** P.O. MARTINEZ, Jose C., star 19049, Employee No. [REDACTED]

**Allegation #1.** It is alleged by [REDACTED] Supervising Investigator, Office of the Inspector General for the City of Chicago, that on 01 March 2013, from 1500 - 2045 hours, the accused, Patrol Officer Jose C. MARTINEZ, star 19049, Employee No. [REDACTED] assigned to Unit 009/Detailed Unit 543, worked secondary employment at NBC Entertainment Partners while on duty for the Chicago Police Department.

**Accused #6.** P.O. MARTIN, Victor, star 12424, Employee No. [REDACTED] - 019

**Allegation #1.** It is alleged by [REDACTED] Supervising Investigator, Office of the Inspector General for the City of Chicago, that on 31 August 2012, from 1530-1600 hours, the accused, Patrol Officer Victor MARTIN, star 12424, Employee No. [REDACTED] assigned to Unit 019, worked secondary employment at NBC Entertainment Partners while on duty for the Chicago Police Department.

**Accused #7.** P.O. HALEY, Kevin, star 20763, Employee No. [REDACTED] - 620

**Allegation #1.** It is alleged by [REDACTED] Supervising Investigator, Office of the Inspector General for the City of Chicago, that on 31 August 2012, from 1600 - 1930 hours, the accused, Patrol Officer (assigned as Detective) Kevin HALEY, star 20763, Employee No. [REDACTED] assigned to Unit 620, worked secondary employment at NBC Entertainment Partners while on duty for the Chicago Police Department.

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## ALLEGATIONS

**Accused #8.** P.O. HURLEY, Michael, star 20191, Employee No. [REDACTED] - 630

**Allegation #1.** It is alleged by [REDACTED] Supervising Investigator, Office of the Inspector General for the City of Chicago, that on 13 September 2012, from 1600-2030 hours, the accused, Patrol Officer (assigned as Detective) Michael HURLEY, star 20491, Employee No. [REDACTED] assigned to Unit 630, worked secondary employment at NBC Entertainment Partners while on duty for the Chicago Police Department.

**Allegation #2.** It is alleged by [REDACTED] Supervising Investigator, Office of the Inspector General for the City of Chicago, that on 20 September 2012, from 1530-1600 hours, the accused, Patrol Officer (assigned as Detective) Michael HURLEY, star 20491, Employee No. [REDACTED] assigned to Unit 630, worked secondary employment at NBC Entertainment Partners while on duty for the Chicago Police Department.

**Accused #9.** P.O. LUCE, Brian, star 13147, Employee No. [REDACTED] - 189

**Allegation 1.** It is alleged by [REDACTED] Supervising Investigator, Office of the Inspector General for the City of Chicago, that on 10 August 2012, from 0900 -1500 hours, the accused, Patrol Officer Brian LUCE, star 13147, Employee No. [REDACTED] assigned to Unit 189, worked secondary employment at NBC Entertainment Partners while on duty for the Chicago Police Department.

**Accused #10.** P.O. RUGGIERO, Salvatore star 6626, Employee No. [REDACTED] - 011

**Allegation #1.** It is alleged by [REDACTED] Supervising Investigator, Office of the Inspector General for the City of Chicago, that on 20 August 2012, from 1100 - 1600 hours, the accused, Patrol Officer Salvatore RUGGIERO, star 6626, Employee No. [REDACTED] assigned to Unit 189, worked secondary employment at NBC Entertainment Partners while on duty for the Chicago Police Department.

**Allegation #2.** It is alleged by [REDACTED] Supervising Investigator, Office of the Inspector General for the City of Chicago, that on 12 November 2012, from 0700 - 1600 hours, the accused, Patrol Officer Salvatore RUGGIERO, star 6626, Employee No. [REDACTED] assigned to Unit 189, worked secondary employment at NBC Entertainment Partners while on duty for the Chicago Police Department.

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## ALLEGATIONS

RUGGIERO Continued:

**Allegation #3.** It is alleged by [REDACTED] Supervising Investigator, Office of the Inspector General for the City of Chicago, that on 18 January 2013, from 1130 - 1200 hours, the accused, Patrol Officer Salvatore RUGGIERO, star 6626, Employee No. [REDACTED] assigned to Unit 189, worked secondary employment at NBC Entertainment Partners while on duty for the Chicago Police Department.

**Allegation #4.** It is alleged by [REDACTED] Supervising Investigator, Office of the Inspector General for the City of Chicago, that on 28 March 2013, from 0800 - 0900 hours, the accused, Patrol Officer Salvatore RUGGIERO, star 6626, Employee No. [REDACTED] assigned to Unit 189, worked secondary employment at NBC Entertainment Partners while on duty for the Chicago Police Department.

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### INVESTIGATION SUMMARY

The Investigating Sergeant received this complaint for investigation on 29 May 2015. It was alleged by Investigator [REDACTED] of the Office of the Inspector General for the City of Chicago that on duty Chicago Police Department members were engaging in secondary employment while on duty. A letter addressed to Commander KLIMAS, Bureau of Internal Affairs, was received by Lieutenant KLICHOWSKI #386 of the Bureau of Internal Affairs who initiated a report for this complaint. Included in the original file was a compact disc which contained the investigation of the Inspector General's Office. The accused Chicago Police Department members were named in this investigation. All named accused members were verified as active or presently on authorized leave of absence Chicago Police Department employees by an Alpha Star Query search. The Investigating Sergeant acknowledged a no conflict certificate and obtained a signed sworn affidavit from the complainant [REDACTED] Supervising Investigator for the office of the Inspector general for the City of Chicago (Attachments 1, 2, 3, 4, 5).

On 05 April 2013, Deputy Inspector General [REDACTED] initiated an investigation of City of Chicago employees, including police officers, recorded under Inspector General Investigation No. 13-0103. Based on an anonymous complainant, Investigator [REDACTED] was assigned to investigate the following: Employees of the City of Chicago were working as paid non union talent extras for the filming of the television show "Chicago Fire". This employment was conducted by NBC Universal Entertainment Partners, who hired and assigned extras to film locations. An anonymous complaint was filed that these extras were boasting to others that they were on duty or working while also being paid by the city [REDACTED] conducted an investigation of all city employees, and found 10 Chicago Police officers who had apparent time conflicts of working both employments at the same hours.

Investigator [REDACTED] of the Inspector General's Office obtained the casting time sheets from the NBC Universal television show "Chicago Fire". Investigator [REDACTED] also obtained Chicago Police Department records, including: Daily Absence and Assignments Records (A & A's), Time Rolls, Overtime/Compensatory Time Reports, Personal Equipment Logs, Supervisor Management Logs, and District Daily Assignment Sheets. Investigator [REDACTED] then compared CPD documents to NBC documents and discovered overlaps where the member appeared to be on both time rolls on specific dates [REDACTED] completed her investigation and forwarded it to Internal Affairs for appropriate investigation and action [REDACTED] submitted to this Investigator a full and complete record of this investigation (IG 13-0103) (Attachments 6, 7, 8, 9, 10, 11, 12).



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### INVESTIGATION SUMMARY CONT.

Due to the large volume of supporting documents acquired by [REDACTED] investigation recorded on a compact disc, the Investigating Sergeant did the following: the complete investigation of the Inspector General's Office was transferred to a paper medium and downloaded as attachments in its' entirety. This Investigator then dissected the investigative file and re-ordered all documents as each pertained to a specifically accused officer. This allowed the Investigating Sergeant conduct 10 separate individual investigations by officer to maintain comprehension. Each of these investigations was then included in this complaint investigation as a separate attachment that includes finding and recommendations.

The following Officers were identified in the initiation report completed by Lieutenant G. KLICHOWSKI #386 of the Bureau of Internal Affairs. The officers are not listed in alphabetical order or order generated by computer entry.

#### Accused Officers:

CALDERON, Raynold #19356  
DEBOSE, Marc #12694  
NIETO, Lourdes #15845  
BURG, Jason # none (Leave of Absence)  
MARTINEZ, Jose #19049  
MARTIN, Victor #12424  
HALEY, Kevin #20763  
HURLEY, Michael #20491  
LUCE, Brian #13147  
RUGGIERO, Salvatore #6626

Investigation found that Investigator [REDACTED] had originally include Officers CALDERON, DEBOSE, and NIETO in her findings of overlaps of time where it appears the accused on both time rolls working specific times and dates. Upon further investigation, [REDACTED] determined that documentation did not support the inclusion of these officers, therefore did not include them in her affidavit and found no conflict of employment times.

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### INVESTIGATION SUMMARY CONT.

**CALDERON:** The Investigating Sergeant reviewed the investigation of Investigator [REDACTED]. The date of interest was 13 August 2012. In her summary [REDACTED] completed a spreadsheet comparing the hours of employment of Officer CALDERON as documented at both NBC Universal and the Chicago Police Department. This spreadsheet and her conclusions in her investigative report summary indicated no conflict was noted. This Investigating Sergeant also compared the submitted documents and concurred with the findings of Investigator [REDACTED]. There was no conflict found. This investigation was immediately terminated per Department Special Order S08-01-01, Section II-B(10) which states the investigator of a complaint log number will terminate the investigation when it is determined that the incident is unfounded.... The Investigating Sergeant recommends that this allegation be UNFOUNDED (Attachment 13, 32).

**DEBOSE:** The Investigating Sergeant reviewed the investigation of Investigator [REDACTED]. The date of interest was 08 August 2012. In her summary [REDACTED] completed a spreadsheet comparing the hours of employment of Officer DEBOSE as documented at both NBC Universal and the Chicago Police Department. This spreadsheet and her conclusions in her investigative report summary indicated no conflict was noted. This Investigating Sergeant also compared the submitted documents and concurred with the findings of Investigator [REDACTED]. There was no conflict found. This investigation was immediately terminated per Department Special Order S08-01-01, Section II-B(10) which states the investigator of a complaint log number will terminate the investigation when it is determined that the incident is unfounded.... The Investigating Sergeant recommends that this allegation be UNFOUNDED (Attachment 14, 32).

**NIETO:** The Investigating Sergeant reviewed the investigation of Investigator [REDACTED]. The date of interest was 18 July 2012. In her summary [REDACTED] completed a spreadsheet comparing the hours of employment of Officer NIETO as documented at both NBC Universal and the Chicago Police Department. This spreadsheet and [REDACTED] conclusions in her investigative report summary indicated due to inconclusive documentation from NBC Universal [REDACTED] could not determine the actual dismissal time of NIETO. This Investigating Sergeant also compared the submitted documents and concurred with the findings of Investigator [REDACTED]. This investigation was immediately terminated per Department Special Order S08-01-01, Section II-B(10) which states the investigator of a complaint log number will terminate the investigation when it is determined that the incident is unfounded.... The Investigating Sergeant recommends that this allegation be UNFOUNDED (Attachment 15, 32).

### INVESTIGATION SUMMARY CONT.

**BURG:** Investigator [REDACTED] submitted several documents and a final investigator summary of investigation with her conclusions. Per Investigator [REDACTED] Patrol Officer Jason BURG was identified as present for duty at the Chicago Police Department on 01 August 2012, on 1<sup>st</sup> watch at 2230 hours. [REDACTED] determined the 1<sup>st</sup> watch typically ended a workday at 0700 hours. BURG was documented as reporting for work at NBC at 1800 hours 01 August 2012 and was dismissed from the set at 0100 hours 02 August 2012. To [REDACTED] this created a 3 hours overlap.

The Investigating Sergeant has determined that information not known to Investigator [REDACTED] resulted in the allegation. This information would not readily be available to investigator nor would not be known to an investigator who was not familiar with the scheduling of the Chicago Police Department.

The 1<sup>st</sup> watch schedule for the Chicago Police Department is as follows: for the date scheduled to work, the officer would actually arrive for duty on the date before, with start times that could begin as early as 1900 hours (7pm), and finish the actual date of work, normally by 0730 hours.

The Investigating Sergeant examined the Attendance and Assignment Report submitted and approved for BURG'S unit of assignment (016) for 01 August 2012, 1<sup>st</sup> watch. This report documents that Officer BURG reported to work on 31 July 2012 at 2230 hours, and was off duty at 0700 hours on 01 August 2012.

An examination of the hours of conflict (2230 hrs 01 Aug 2012) – (0130 hrs 02 Aug 2012) would be documented as a 1<sup>st</sup> watch duty for 02 August 2012.

On 02 August 2012, Officer BURG was documented on an Attendance and Assignment Report Unit 016 as (RDO) regular day off. Therefore there is no conflict of hours and the allegation is UNFOUNDED (Attachment 16).

**MARTINEZ:** It was noted that as shown on the CPD Attendance and Assignments Record that there are two Officer MARTINEZ'S working in Unit 009, 3<sup>rd</sup> watch. These names appear in alphabetical order with the accused Jose MARTINEZ appearing immediately above Noel MARTINEZ on this report. Officer NOEL MARTINEZ was present on that date and his duty hours coincide with the hours Investigator [REDACTED] used to allege a conflict of work hours. There is no conflict of hours as the accused Officer Jose MARTINEZ was documented as (RDO) off duty at the time he reported to NBC. The allegation is to be UNFOUNDED (Attachment 17).

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### INVESTIGATION SUMMARY CONT.

**MARTIN:** The Investigating Sergeant compared the casting time sheet submitted by NBC Universal and the Attendance and Assignments Record of the Chicago Police Department dated 31 August 2012 for Unit 019. The Investigating Sergeant found per CDP records the accused was excused from duty with a documented compensatory time request that began at 1130 hours. NBC documents documented the accused as starting at 1130 hours. There is no conflict of hours as Officer MARTIN was off duty at the time he reported to NBC. The allegation is to be UNFOUNDED (Attachment 18).

**HALEY:** The Investigating Sergeant compared the casting time sheet submitted by NBC Universal and the Attendance and Assignments Record of the Chicago Police Department dated 31 August 2012 for Unit 620. The Investigating Sergeant found per CPD documents the accused was marked present for duty at 1600 hours. There are no notations or amendments to this A & A Report. The accused Officer HALEY was documented with CPD duty hours for this date 1600 – 0030 hours. NBC time sheet document Officer HALEY working during the hours 1600 – 1930 hours, a 3.5 hour overlap of conflict.

Investigatory attempts by Investigator [REDACTED] to recover Chicago Police Department records found requested documents unavailable as retention periods had expired or the specific Unit 620 did not utilize the requested report. Forms Retention Schedule – CPD-11.717 of the Chicago Police Department Automated Directive System was consulted for specific form retention requirements. Information sought by [REDACTED] but not available is documented in several To-From Subject Reports submitted by Chief John ESCALANTE, Executive Officer Anthony RICCIO, Commander Joseph SALEMME, Commander Eugene ROY, and General Counsel Ralph PRICE.

Investigatory attempts by the Investigating Sergeant found no documents or reports due to the expiration of retention periods for compensatory time due reports.

Officer HALEY was notified of this allegation, and submitted a To-From --Subject Report received 12 July 2015 regarding questions by the Investigating Sergeant. In his statement, the accused Officer HALEY related he could not recall the specifics of who he gave his request for time off to and could not find any documentation to help him recall.

Based on all information known and lack of corroborating evidence this allegation is to be NOT SUSTAINED (Attachments 19, 20, 21, 31).

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### INVESTIGATION SUMMARY CONT.

**HURLEY:** The Investigating Sergeant compared the casting time sheet submitted by NBC Universal and the Attendance and Assignments Record of the Chicago Police Department dated 13 September 2013 for Unit 630. The Investigating Sergeant found per CPD documents the accused was marked present for duty at 1600 hours. There are no notations or amendments to this A & A Report. The accused Officer HURLEY was documented with CPD duty hours for this date 1600 – 0100 hours. NBC time sheet document Officer HURLEY working during the hours 1530 – 2030 hours, a 4.5 hour overlap of conflict.

A second conflict was discovered by Investigator [REDACTED] on 20 September 2013 where CPD Attendance and assignments Record indicate the accused Officer HURLEY present with duty hours 0700-1600. NBC documents reveal the accused signed in for work at 1530 hours. This is a .5 hour conflict of time that reflects the unpaid lunch period allowed to the accused by the Chicago Police Department.

Investigatory attempts by Investigator [REDACTED] to recover Chicago Police Department records found requested documents unavailable as retention periods had expired or the specific Unit 610 did not utilize the requested report. Forms Retention Schedule – CPD-11.717 of the Chicago Police Department Automated Directive System was consulted for specific form retention requirements. Information sought by [REDACTED] but not available is documented in several To-From Subject Reports submitted by Chief John ESCALANTE, Executive Officer Anthony RICCIO, Commander Joseph SALEMME, Commander Eugene ROY, and General Counsel Ralph PRICE.

Investigatory attempts by the Investigating Sergeant found no documents or reports due to the expiration of retention periods for compensatory time due reports.

Officer HURLEY was notified of this allegation, and submitted a To-From –Subject Report, received 08 July 2015, regarding questions by the Investigating Sergeant. In his statement, the accused Officer HURLEY related he could not recall the specifics of who he gave his request for time off to and could not find any documentation to help him recall as to the 13 September 2012 date. HURLEY also related he could not recall which supervisor allowed him to take his unpaid lunch break at the end of his tour at 1530 hours.

Based on all information known and lack of corroborating evidence the allegation for 13 September 2012 is to be NOT SUSTAINED. Based on the evidence that the .5 hour unpaid lunch period is the only conflict hours noted for 20 September 2012, this allegation is to be UNFOUNDED (Attachments 22, 23, 24, 31).

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### INVESTIGATION SUMMARY CONT.

**LUCE:** The Investigating Sergeant compared the casting time sheet submitted by NBC Universal and the Attendance and Assignments Record of the Chicago Police Department dated 10 August 2012 for Unit 189. The Investigating Sergeant found per CDP records the accused was granted compensatory time off for this date 10 August 2012. A copy of the approved Attendance and Assignments Record for Unit 189 dated 10 August 2012 does reflect the times and information that Investigator [REDACTED] used to make her conclusion of a time confliction. This A & A Report is found on an automated application within the CLEAR system and was available to Investigator [REDACTED]

Investigator [REDACTED] had no knowledge that a revised Daily Assignment / Status Report is generated by Unit 189 to accommodate that Unit's unique investigation schedule that changes frequently as information on active investigations becomes known. This Report (CPD-41.709pc- revised 3/92) is a paper generated report that is not found in the automated CLEAR system. A revised Daily Assignment/Status report was submitted by Sergeant Thomas HORTON #2545 on 08 August 2012 to reflect anticipated assignments for 10 August 2012. This report documents the accused Officer LUCE had time due that day and was off duty when he was working at NBC on 10 August 2012

Officer LUCE was notified of this allegation, and submitted a To-From - Subject Report regarding questions by the Investigating Sergeant. In his statement, the accused Officer LUCE related he could not recall the specifics of who he gave his request for time off to and could not find any documentation to help him recall. The discovery of the revised Attendance and Assignment Report was revealed to the Investigating Sergeant after the allegations had been presented.

Based on the new information of authorized compensatory time given to the Accused Officer LUCE for the date 10 August 2012, there is found to be no conflict of working hours and this allegation is to be UNFOUNDED (Attachments 25, 26, 27).

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### INVESTIGATION SUMMARY CONT.

**RUGGIERO:** Investigator [REDACTED] had examined the following dates and associated documents, including the (011 District) Chicago Police Department Attendance and Assignment Reports, Supervisor Management Logs, Daily Watch Assignment Logs, Personal Equipment Logs, and when available Compensatory Time/Overtime Reports, for 20 Aug 12, 12 Nov 12, 18 Jan 13, and 28 Mar 13. Also examined by [REDACTED] were the submitted NBC time sheets for those dates. The Investigating Sergeant concurs with Investigator [REDACTED] conclusion that there are apparent conflicts where it appears the accused RUGGIERO is working a secondary employment while on duty as a Chicago Police Department member.

The Investigating Sergeant compared the casting time sheet submitted by NBC Universal and the Attendance and Assignments Records of the Chicago Police Department for Unit 011 for the four dates of the allegations:

20 August 2012	5 hour conflict - NOT SUSTAINED
12 November 2012	9 hour conflict - NOT SUSTAINED
18 January 2013	.5 hour conflict - NOT SUSTAINED
28 March 2013	1 hour conflict - UNFOUNDED

On 17 July 2015, at 1000 hours, the accused Officer RUGGIERI, accompanied by attorney William FAHY, presented himself at the Bureau of Internal Affairs for a statement. After being advised of his Administrative Rights and presented with the allegations, RUGGIERI acknowledged the allegations and proceeded to give a statement. In summary, Officer RUGGIERI had no independent recollection of the events of those dates. He related that he worked several times at NBC but had always ensured that there was no conflict with working at the Chicago Police Department. It was noted the site of NBC Universal filming was located in very close proximity to the 011<sup>th</sup> District at 3151 West Harrison to 2600 West Roosevelt, only a few minutes drive.

For dates 20 August 2012 and 12 November 2012, RUGGIERO related he did not recall which supervisor he gave his compensatory time request to avoid a conflict of employment with secondary employment. Per Department Directive FORMS RETENTION SCHEDULE CPD-11.717, page 16, Overtime/Compensatory Time report is required to be retained for two years and could not be located. No notations or amendments were noted on the District Absences and Assignments Records for the 011<sup>th</sup> District that date for Officer RUGGIERO. Based on the lack of evidence, the allegation for dates 20 August 2012 and 12 November 2012 are Not Sustained.

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For date 13 January 2013, the conflict time was the 30 minute period at the end of a tour of duty and reflects the unpaid 30 minute lunch period allowed an officer. Past practice by the Chicago Police Department has been to allow an officer to have an unpaid lunch period at the end of their tour, if unable during the tour of duty, and after completing all tasks, be relieved of duty and permitted to leave the facility. This practice is with the approval of the officer's supervisor and documented by the supervisor and acknowledged by the Office of Emergency Management and Communication dispatch. Per the Forms retention Schedule CPD-11.717 there is no documentation available for review. This allegation is recommended Not Sustained.

For date 28 March 2013, the officer is documented by supervisor observation as in the 011<sup>th</sup> District station as of 0845 hours, and noted in CPD time sheets is a compensatory time request beginning at 0900 hours. NBC timesheets shows a 0800 start and appears to be an error in the NBC time roll entry. Due to the NBC Universal employment being terminated and the company used by NBC was dissolved after filming was discontinued, there is no recourse. The Investigating Sergeant recommends this allegation be Unfounded (**Attachments 28, 29, 30, 31**).



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### FINDINGS and RECOMMENDATIONS

ACCUSED: P.O. CALDERON, Raynold star 19356 unit 019  
ALLEGATION #1: Working secondary employment while on duty  
FINDING: Unfounded, based on all information known

ACCUSED: P.O. DEBOSE, Marc star 12694 unit 007  
ALLEGATION #1: Working secondary employment while on duty  
FINDING: Unfounded, based on all information known

ACCUSED: P.O. NIETO, Lourdes star 15845 unit 121  
ALLEGATION #1: Working secondary employment while on duty  
FINDING: Unfounded, based on all information known

ACCUSED: P.O. BURG, Jason star- none authorized leave of absence  
ALLEGATION #1: Working secondary employment while on duty  
FINDING: Unfounded, based on all information known

ACCUSED: P.O. MARTINEZ, Jose star 19049 unit 543  
ALLEGATION #1: Working secondary employment while on duty  
FINDING: Unfounded, based on all information known

ACCUSED: P.O. MARTIN, Victor star 12424 019  
ALLEGATION #1: Working secondary employment while on duty  
FINDING: Unfounded, based on all information known

ACCUSED: P.O. as Detective HALEY, Kevin star 20763 unit 620  
ALLEGATION #1: Working secondary employment while on duty  
FINDING: Not Sustained, based on all information known

SUMMARY REPORT DIGEST  
Chicago Police Department

Log No.  
1075395

Type  
CR

Date of Report  
05 August 2015

### FINDINGS and RECOMMENDATIONS

ACCUSED: P.O. HURLEY, Michael star 20491 unit 630  
ALLEGATION #1: Working secondary employment while on duty  
FINDING: Not Sustained, based on all information known

ACCUSED: P.O. HURLEY, Michael star 20491 unit 630  
ALLEGATION #2: Working secondary employment while on duty  
FINDING: Unfounded, based on all information known

ACCUSED: P.O. LUCE, Brian star 13147 unit 189  
ALLEGATION #1: Working secondary employment while on duty  
FINDING: Unfounded, based on all information known

ACCUSED: P.O. RUGGIERO, Salvatore star 6626 unit 011/189  
ALLEGATION #1: Working secondary employment while on duty  
FINDING: Not Sustained, based on all information known

ACCUSED: P.O. RUGGIERO, Salvatore star 6626 unit 011/189  
ALLEGATION #2: Working secondary employment while on duty  
FINDING: Not Sustained, based on all information known

ACCUSED: P.O. RUGGIERO, Salvatore star 6626 unit 011/189  
ALLEGATION #3: Working secondary employment while on duty  
FINDING: Not Sustained, based on all information known

ACCUSED: P.O. RUGGIERO, Salvatore star 6626 unit 011/189  
ALLEGATION #4: Working secondary employment while on duty  
FINDING: Unfounded, based on all information known